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August 6, 2007

TOWN OF ABINGDON

REGULAR COUNCIL MEETING

MONDAY, AUGUST 6, 2007 – 7:30 P.M.

COUNCIL CHAMBERS - MUNICIPAL BUILDING

A regular meeting of the Abingdon Town Council was held on Monday, August 6, 2007  
at 7:30 p.m. in the Council chambers of the Municipal Building.

A. ROLL CALL

Members of Council Present: Mayor Lois H. Humphreys

Mr. Robert M. Howard, Vice Mayor

Dr. French H. Moore, Jr.

Mrs. Cathy Lowe

Comprising a quorum of the Council

Mr. Edward B. Morgan, Absent

Administrative Staff: Gregory W. Kelly, Town Manager

Cecile M. Rosenbaum, Town Clerk

Mark Godbey, Town Treasurer/Dir. Of Finance

Tony Sullivan, Chief of Police

Garrett Jackson, Director of Planning

Myra Cook, Director of Tourism

John Dew, Director of Public Services/Construction

Jim Smith, Director of Wastewater Operations/Town

Engineer

Visitors: Monty Vernon, Mike Maiden, Joella Barbour, Doris Wells and others

#### B. PLEDGE OF ALLEGIANCE –

The Pledge was led by Monty Vernon, retired Director of Public Works.

Mayor Humphreys welcomed everyone in attendance.

#### C. APPROVAL OF MINUTES

- June 28, 2007 Work Session
- July 2, 2007 Regular Meeting

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On Motion of Dr. Moore, seconded by Mr. Howard, the Council approved the minutes of the June 28th, 2007 work session and the minutes of the July 2nd, 2007 regular meeting as presented.

The roll call vote was:

Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye

Mayor Humphreys Aye

The motion carried.

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#### D. SPECIAL EMPLOYEE ACKNOWLEDGEMENT

Greg Kelly, Town Manager, recognized Mike Maiden, Wastewater Treatment Plant Superintendent, for thirty (30) years of service as an employee of the Town of Abingdon. Mr. Kelly commented

that Mr. Maiden is running one of the finest Wastewater Treatment facilities in the Commonwealth of Virginia.

Mr. Maiden thanked the Council members and expressed his appreciation for their support.

#### E. PETITIONS AND PUBLIC HEARINGS

##### 1. Public Hearing - Robert Weisfeld – application for Special Use Permit pursuant to Article 8, Section 8-2B-2

Special Uses, of the Zoning Ordinance, in the Old and Historic District, of the Town of Abingdon,  
for the use of a Museum, to be located at 170 East Main Street. Tax Map No. 13(1)110.

On motion of Mrs. Lowe, second by Mr. Howard, the application by Robert Weisfeld, for a Special Use Permit,

pursuant to Article 8, Section 8-2B-2 Special Uses, of the Zoning Ordinance, in the Old and Historic District, of the Town of Abingdon,

for the use of Museum, to be located at 170 East Main Street, Tax Map # 13(1)110 was approved.

The roll call vote was:

Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye

Mayor Humphreys Aye

The motion carried.

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2. Public Hearing – First Reading - Edward Cozart – application to rezone property located between Colonial Road and West Main Street on the north side of such street, with total acreage being 1.7, from Limited Industrial (M-1) to General Business District (B-2).

On motion of Mrs. Lowe, second by Dr. Moore, Edward Cozart’s application to rezone property located between Colonial Road and West Main Street on the north side of such street, with total acreage being 1.7, from Limited Industrial (M-1) to General Business District (B-2) was referred back to the Planning Commission for reconsideration and recommendation back to the Town Council for consideration at their regular September Council meeting.

The roll call vote was:

Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye

Mayor Humphreys Aye

The motion carried.

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#### F. CONSIDERATION OF ANY BIDS – NONE

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#### G. REPORTS FROM THE TOWN MANAGER

1. Consideration of a request from Joella Barbour, 15284 Monroe Road, Glade Spring, Virginia,

Vice Regent of the Black's Fort Chapter of the Daughters of the American Revolution,

for a historic marker to be located at Dunn's Meadow recognizing the men who fought at the Battle of King's Mountain.

Ms. Barbour, accompanied by Doris Wells, appeared before the Council members and expressed her appreciation,

on behalf of the DAR and other local organizations, for the purchase of the Dunn's Meadow property.

Ms. Barbour showed the Council members a draft of a marker that the DAR

would like to place at the Dunn's Meadow property to honor the men who fought at the Battle of King's Mountain.

On motion of Dr. Moore, second by Mrs. Lowe, the Council approved Ms. Barbour's request to

locate a historic marker at Dunn's Meadow recognizing the men who fought at the Battle of King's Mountain.

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The roll call vote was:

Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye

Mayor Humphreys Aye

The motion carried.

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2. Rescission of award and request to re-bid the brush truck

(bid awarded to Mid-State Equipment Co., Inc. at the July 2, 2007 Regular Council meeting)

Mr. Kelly, Town Manager, explained that there was an error with the previous bid notice and in fairness to the bidding companies,

requested the Council rescind the prior bid awarded at the July 2nd meeting and authorize the re-bid of the brush truck.

On motion of Dr. Moore, seconded by Mr. Howard, the prior bid awarded to Mid-State Equipment Company, Inc.

at the July 2, 2007 regular Council meeting was rescinded and Town staff was authorized to re-bid the brush truck.

The roll call vote was:

Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye

Mayor Humphreys Aye

The motion carried.

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3. Consideration of date for September Council meeting as first Monday falls on Labor Day Holiday.

On motion of Mr. Howard, seconded by Mrs. Lowe, the September Regular Council meeting will be held on Tuesday, September 4, 2007 at 7:30 p.m. due to the Labor Day Holiday.

The roll call vote was:

Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye



Mayor Humphreys Aye

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The motion carried.

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H. PASSAGE OF RESOLUTION – NONE

I. FIRST READING OF ORDINANCES

1. AN ORDINANCE TO AMEND THE TOWN OF ABINGDON ZONING MAP TO CHANGE  
THE ZONING OF A PORTION OF PROPERTY AT 775 COLONIAL ROAD,  
TAX MAP #17-1-19, FROM M-1, LIMITED INDUSTRIAL, TO B-2, GENERAL BUSINESS.

No action was taken by the Council on this item as it was referred back to the Planning Commission  
in a prior motion related to Council Agenda Item E2.

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J. SECOND READING OF ORDINANCES – None

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## K. MISCELLANEOUS BUSINESS AND COMMUNICATIONS

### 1. Appointments –

- Board of Zoning Appeals (2)

- Appointment to fill unexpired term of Mr. Fred St. John

Term Expires on 4/30/09

- Appointment to fill unexpired term of Mrs. Pauline Gotham whose term expires on 4/30/08

On motion of Mrs. Lowe, seconded by Dr. Moore, Marva Jo Wheeler was appointed to fill the unexpired term of Mr. Fred St. John

whose term expired on April 30, 2009 and Kenny Shuman was appointed

to fill the unexpired term of Mrs. Pauline Gotham whose term expires on April 30, 2008.

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Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye

Mayor Humphreys Aye

The motion carried.

- Industrial Development Authority appointment(1)
  - Gene Matthis' term expires on 7/7/07 – He is not eligible to serve another term
  - Requires one (1) appointment to serve a four (4) year term to expire on 7/7/11
  - Appointment to fill unexpired term of Ed Wegener whose term expires on July 7, 2010

On motion of Dr. Moore, seconded by Mrs. Lowe, John Mahaffey was appointed to serve a term on the Industrial Development Authority and such term will expire on August 11, 2011.

The roll call vote was:

Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye

Mayor Humphreys Aye

The motion carried.

- Dunn's Meadow Oversight Committee (7)

Three (3) for three (3) year terms

Three (3) for two (2) year terms

One (1) for a one (1) year term

One (1) appointment from each of the following organizations:

- National Park Service
- Overmountain Victory Trail Association
- Daughters of the American Revolution
- Sons of the American Revolution
- Historical Society of Washington County
- Town-at-Large
- Town Council

On motion of Mrs. Lowe, seconded by Mr. Howard, the following

individuals were appointed to serve on the Dunn's Meadow Oversight Committee:

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? Paul Carson National Park Service Term Expires 8/6/2010

? Joyce Ferrat Daughters of the American Revolution Term Expires 8/6/2010

? Rick Humphreys Sons of the American Revolution Term Expires 8/6/2010

? Blair Keller Overmountain Victory Trail Term Expires 8/6/2009

? Joella Barbour Historical Society of Washington County Term Expires 8/6/2009

? Riley Clark Town at Large Term Expires 8/6/2009

? Dr. F.H. Moore Town Council Term Expires 8/6/2008

The roll call vote was:

Mrs. Lowe Aye

Dr. Moore Aye

Mr. Howard Aye

Mayor Humphreys Aye

The motion carried.

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L. OLD BUSINESS

M. COUNCIL MEMBER REPORTS

- Mr. Kelly reminded the Council members of their work session scheduled for

Saturday, September 15, 2007 at Virginia Highlands Small Business Incubator and a joint meeting of the Planning Commission and the Town Council scheduled for Monday, August 27, 2007 at 7:00 p.m. at the Municipal Building.

- Mayor Humphreys commented that the Farmer's Market will be open at the new location on Remsburg Drive on Saturday, August 11th.

N. ADJOURMENT

With no further business before the Council, the meeting was adjourned.

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Lois H. Humphreys, Mayor

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Cecile M. Rosenbaum, Clerk